

**CITY OF SURPRISE
JUDICIAL SELECTION ADVISORY COMMISSION (JSAC) MEETING
MINUTES**

Surprise City Court
16081 N. Civic Center Plaza, Suite 105
Surprise, AZ 85374

Monday, November 23, 2009 at 4:00 p.m.

CALL TO ORDER: 4:04PM

A. ROLL CALL:

PRESENT:

Honorable Maurice Portley	James Sampanes (via phone)	Misty Leslie
Honorable Jose Padilla	Barbara Schur	Lynn Mikus
Honorable George Logan III	Alicia Sterna	

B. Pledge of Allegiance

C. Current Events and Reports –

JSAC Chair Judge Portley announced his attendance at the Surprise City Council meeting held on October 22, 2009 to provide the JSAC recommendation regarding the reappointment of Associate Judge Joseph Malka. Judge Portley advised that the council voted that Judge Malka not be reappointed to another term of office.

JSAC Non-Voting Member Judge Logan announced that there was discussion at a recent council workshop concerning proposed changes to the city ordinance that governs the Judicial Selection Advisory Commission. Judge Logan gave a brief overview of the proposed changes, which included implementing staggered terms for the members and reassigning the duties of commission secretary to the human resources department.

Assistant City Attorney Misty Leslie discussed additional proposed changes to the ordinance.

D. Staff Reports – None

Consent Agenda:

- 1. Discussion and action regarding the JSAC meeting minutes from October 22, 2007, which were amended to accurately reflect the distribution of memorandums and**

advised that he was present for the public hearing on October 22, 2007 when the members voted to go into executive session and according to Judge Malka, the executive session was not to obtain legal advice as indicated by Ms. Leslie but was to discuss a memorandum entitled "Reappointment of Judge Malka". Judge Malka stated that he is requesting the recording because he believes he was the subject of the meeting and should be aware of what was discussed.

MOTION: Move to release the Executive Session Recording from October 22, 2007 to Judge Joseph Malka, the Mayor and City Council. This motion is not intended to establish any precedent by releasing the executive session recording and we want to ensure that we are reserving all other protection of ARS section 38-431.03".

Sterna, 2nd Padilla

Aye's Nay's

Portley Sampanes

Padilla

Sterna

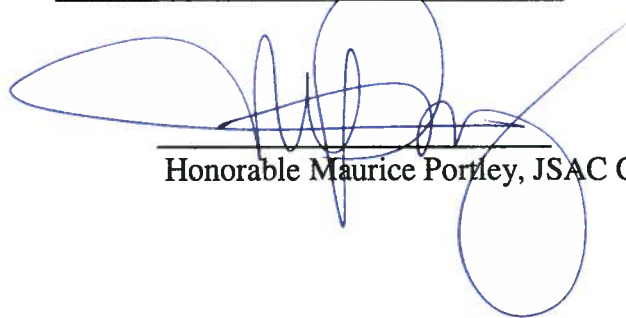
Schur

Executive Session to be released pursuant to the vote taken, 4-1 in favor.

ADJOURNMENT:

Motion to Adjourn – 1st Honorable Jose Padilla 2nd James Sampanes. Unanimous vote.

MEETING ADJOURNED AT 4:27PM



Honorable Maurice Portley, JSAC Chair

Submitted by:

/s/ Lynn Mikus

Lynn Mikus, Executive Judicial Administrative Specialist
to JSAC